

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

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INTERNATIONAL WINE GROUP, S.R.L.,

Docket No.: 2:21cv00513

Plaintiff,

**REPLY TO
COUNTERCLAIMS**

-against-

SIGNATURE SELECTIONS, LLC,

Defendant.
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Plaintiff, INTERNATIONAL WINE GROUP, S.R.L, (hereinafter “Plaintiff”), by its attorneys, Vandamme Law Firm, P.C., as and for its Reply to the Defendant SIGNATURE SELECTIONS, LLC’s, counterclaims as follows:

1. Plaintiff denies the counterclaims asserted in defendant’s Answer.

AFFIRMATIVE AND OTHER DEFENSES

Defendant asserts the following affirmative and other defenses, without assuming the burden of proof on such defenses that would otherwise rest on Defendant.

FIRST AFFIRMATIVE DEFENSE

2. The counterclaims fail to state a claim upon which relief can be granted.

SECOND AFFIRMATIVE DEFENSE

3. The plaintiff did not breach any duty to defendant.

THIRD AFFIRMATIVE DEFENSE

4. Defendant's counterclaims are barred, in whole or in part, by the doctrine of estoppel.

FOURTH AFFIRMATIVE DEFENSE

5. Defendant's counter-claims are barred because the damages, if any, are speculative.

FIFTH AFFIRMATIVE DEFENSE

6. Defendant was the original and only tortfeasor.

SIXTH AFFIRMATIVE DEFENSE

7. Defendant failed to comply with the terms of the agreed upon payment agreement.

SEVENTH AFFIRMATIVE DEFENSE

8. Defendant did not mitigate any alleged damage allegedly sustained by the wine delivery.

EIGHTH AFFIRMATIVE DEFENSE

9. Defendant did not notify the plaintiff of any alleged defects in the wine delivered by the plaintiff.

Dated: New York, New York
May 17, 2021

Yours, etc.,

VANDAMME LAW FIRM, P.C.

/s/_____

Hendrick Vandamme, Esq.
46 Trinity Place, 3rd Floor
New York, New York 10006
Tel: 212-641-0613/212-851-6916